ENTERED

June 06, 2018 David J. Bradley, Clerk

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS CORPUS CHRISTI DIVISION

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| § CIVIL ACTION NO. 2:17-CV-391 |
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ORDER DISMISSING ACTION

On May 14, 2018, Defendant TKH Holdings, Inc. filed its "Notice of Occurrence of Bankruptcy Effective Date and Request for Dismissal" (D.E. 37). Pursuant to Local Rule 7.3, opposed motions will be submitted to the judge 21 days from filing. The Motion's submission date was June 4, 2018. Plaintiff has not filed a timely response to the request. Pursuant to Local Rule 7.4, failure to respond is taken as a representation of no opposition to the relief sought. The Court, after reviewing the request on the merits finds that it is well-taken. For these reasons, the request for dismissal (D.E. 37) is GRANTED and this action is DISMISSED WITHOUT PREJUDICE.

ORDERED this 6th day of June, 2018.

NELVA GONZALES RAMOS

UNITED STATES DISTRICT JUDGE